IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
WRIT PETITION NO. 561 (MS) OF 2006

Shiv Mandir Intejamkarta Mahant Baba Rajgiri,
Chela Prem Giri, R/o Ward No. 8, Village-Rampura,
Mohalla Hathikhana, Tehsil-Sitarganj,
District-Udham Singh Nagar. .....Petitioner.

Versus

1. Civil Judge (J.D.), Khatima,
   District Udham Singh Nagar.
2. President Nagar Palika Sitarganj,
   District Udham Singh Nagar.
3. Executive Officer,
   Nagar Palika Sitarganj,
   District-Udham Singh Nagar. .....Respondents.

Dated: 16.05.2006

Hon'ble Rajesh Tandon, J.

Heard Sri Sharad Sharma, Advocate for the petitioner and Standing Counsel for the respondents.

By the present writ petition, the petitioner has prayed for a writ of mandamus directing the Civil Judge (Junior Division), Khatima to dispose of this Suit No. 87 of 1997 "Shiv Mandir Intejamkarta Baba Rajgiri Vs. President Nagar Palika and others pending before the Court of respondent no.1.

Briefly stated, a suit was filed being Suit No. 87 of 1997 *Shiv Mandir Intejamkarta Baba Rajgiri Vs. President Nagar Palika and others praying for permanent injunction.*

The grievance of the petitioner is that the suit filed by the State is still pending since 1987.

However, without entering into the merit of the controversy, the short grievance of the petitioner is that let the suit be expedited.

Therefore, the Civil Judge (Junior Division), Khatima is directed to dispose of the suit within a period of six months from the date of the presentation of the certified copy of this order.

Writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

16.05.2006
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